

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Otoe County,) Application No. 911-023.65
Public Safety Answering Point,)
Nebraska City, seeking funding)
approval for recurring and non-) ORDER APPROVING FUNDING
recurring costs of Enhanced)
Wireless 911 implementation.)
) Entered: July 1, 2008

BY THE COMMISSION:

By written request for funding dated October 24, 2007, Otoe County seeks funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing Phase I enhanced wireless 911 service related to Alltel Wireless, Sprint Nextel, T-Mobile, and US Cellular. Otoe County has one public safety answering point (PSAP), which will provide enhanced wireless 911 service throughout Otoe County. The local exchange carrier serving Otoe County's PSAP is Windstream.

Otoe County entered into a service agreement with Windstream for enhanced wireless 911 equipment and services. A copy of the agreement has been provided. In the agreement, Otoe County authorized the Commission to remit all payments for enhanced wireless 911 service to Windstream.

Otoe County seeks initial costs and recurring costs to implement and provide enhanced wireless 911 service for Alltel Wireless, Sprint Nextel, T-Mobile, and US Cellular as outlined in Appendix A attached hereto. Initial costs are for database upgrades, trunking infrastructure and purchase, installation, and testing of circuits for enhanced wireless 911. Recurring costs are monthly fees for database management and for operation and maintenance of trunks and circuits.

O P I N I O N A N D F I N D I N G S

This request for funding is being processed pursuant to *Neb. Rev. Stat.* §§ 86-444 to 86-456 (2006 Cum. Supp.), 291 *Neb. Admin. Code*, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002.

Costs requested in the present funding request are eligible under *Neb. Rev. Stat.* § 86-86-465(2)(a) (2006 Cum. Supp.). All costs have been incurred or will be incurred for the purchase, installation, maintenance and operation of telecommunications

equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Otoe County has submitted a PSAP registration in compliance with Commission Docket 911-001.

Because Otoe County authorized Windstream to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Windstream consistent with the amounts set forth in Appendix A effective retroactively to the period beginning with the implementation dates listed in the funding requests with respect to each carrier.

Based upon the request for funding and supporting documentation, the Commission is of the opinion and finds that the request for funding should be granted.

Information set forth in Appendix A shall be treated as proprietary and confidential.

Payment of all recurring charges shall be made in arrears on a quarterly basis. Payment shall be adjusted based upon the number of subscribers and wireless towers reported quarterly as required by Neb. Rev. Stat. § 86-459 (2006 Cum. Supp.). Any adjustments to costs must be approved by the Commission. Additionally, the Commission shall be notified prior to any testing for new tower implementations.

The Commission further finds that Otoe County is on notice and is aware that approval of this funding request is made with the understanding that it may be modified in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Otoe County's request for funding shall be granted consistent with the terms set forth herein.

IT IS FURTHER ORDERED that the Commission shall remit to Windstream amounts that comport with Appendix A attached hereto effective on the implementation for each carrier as set forth in the funding request.

IT IS FINALLY ORDERED that Otoe County is on notice and aware that approval of this funding request is made with the

understanding that it may be modified in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

MADE AND ENTERED at Lincoln, Nebraska this 1st day of July, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director